

1-18-01  
Final Order No. BPR-2001-00621 Date: 2-22-01

FILED

Department of Business and Professional Regulation

AGENCY CLERK

Sarah Wachman, Agency Clerk

By: Sarah Wachman

AT  
01 FEB 23 PM 1:56  
DIVISION OF  
ADMINISTRATIVE  
HEARINGS

STATE OF FLORIDA  
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION  
DIVISION OF HOTELS AND RESTAURANTS

DEPARTMENT OF BUSINESS AND  
PROFESSIONAL REGULATION,  
DIVISION OF HOTELS AND  
RESTAURANTS,

Petitioner,

vs.

FOUNTAIN VIEW HOTEL,

Respondent.

DH&R CASE NO. 2-00-185  
DH&R LICENSE NO. 60-00163-H  
DOAH CASE NO. 00-2949 *mmp*

DEPARTMENT OF BUSINESS AND  
PROFESSIONAL REGULATION,  
DIVISION OF HOTELS AND  
RESTAURANTS,

Petitioner,

vs.

FOUNTAIN VIEW HOTEL,

Respondent.

DH&R Case No. 2-99-79  
DH&R LICENSE NO. 60-00163-H  
DOAH CASE NO. 00-3040

FINAL ORDER

The undersigned Director of the Division of Hotels and Restaurants enters this Final Order in the above-styled cause pursuant to Section 120, Florida Statutes.

Petitioner, Division of Hotels and Restaurants, adopts *in toto* the Recommended Order of the Honorable Michael M. Parrish, Administrative Law Judge, Division of

Administrative Hearings, issued on the 18th day of January, 2001,  
herein attached as Exhibit A.

**ORDER**

Based upon the complete record, the findings of fact, conclusions of law, and recommendation of the Administrative Law Judge of the Division of Administrative Hearings, it is hereby **ORDERED** that:


1. Respondent shall pay an administrative fine in the amount of \$5,000.00 to the Division of Hotels and Restaurants, Department of Business and Professional Regulation, State of Florida, within thirty (30) days of the filing date of this Order.

2. In the matter of Joseph Sansalone d/b/a Fountain View Motel, DH&R Case No. 2-99-79, DOAH Case No. 00-2949, Respondent shall pay an additional administrative fine in the amount of \$1,000.00 to the Division of Hotels and Restaurants, Department of Business and Professional Regulation, State of Florida, within thirty (30) days of the filing date of this Order, for operating a public lodging establishment without a license.

3. Further, Respondents' license number 60-00163-H, is hereby **REVOKED**. Pursuant to Section 509.261(3), Florida Statutes, it is a misdemeanor of the second degree, punishable as provided in Section 775.082, or Section 775.083, for any person to open for operation while its license is revoked.

DONE AND ORDERED this 20<sup>th</sup> day of February, 2000, in

Tallahassee, Florida.



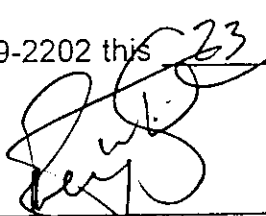
SUSAN MCKINLEY, DIRECTOR  
Division of Hotels and Restaurants  
1940 North Monroe Street  
Tallahassee, Florida 32399-1012

**NOTICE OF RIGHT TO APPEAL**

This Order constitutes final agency action. Any party who is adversely affected by this order has the right to seek judicial review to the order pursuant to Section 120.68, Florida Statutes, by filing a Notice of Appeal pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the appropriate District Court and the Agency Clerk. The Notice of Appeal, accompanied by the appropriate filing fees, must be filed within 30 days of the date of this Final Order.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing Final Order has been furnished via Certified U.S. Mail, Return Receipt Requested, to Joseph D. Sansalone, 11225 Jasmine Hill, Boca Raton, Florida 33498, and to Joseph Sansalone, President, Americorp Mortgage Co., Inc., 1444 North SR 7, Margate, Florida 33063, and by Regular U.S. Mail to **The Honorable Michael M. Parrish, Administrative Law Judge**, Division of Administrative Hearings, 1230 Apalachee Parkway, Tallahassee, Florida 32399-3060, and via inter-office mail to **Charles F. Tunnickliff, Assistant General Counsel**, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202 this 23 day of Feb, 2000.



For the Division of Hotels and Restaurants